



PATENT  
(ATTORNEY DOCKET: 031855 0091)

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Christophe GILBERT, et al. ) Group Art Unit: 1645  
Application Number: 09/769,787 ) Examiner: To Be Assigned  
Filed: January 26, 2001 )  
For: STREPTOCOCCUS PNEUMONIAE PROTEINS AND NUCLEIC ACID )

**PETITION FOR FOUR MONTH EXTENSION OF TIME AND  
RESPONSE TO NOTICE OF INCOMPLETE REPLY**

**ATTN: BOX MISSING PARTS**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

**PETITION FOR EXTENSION OF TIME TO REPLY**

Applicant respectfully requests a four (4) month extension of time under 37 C.F.R. §1.136(a) for responding to the Notice of Incomplete Reply mailed on April 16, 2002, and the Notice to File Missing Parts of Nonprovisional Application ("NTFMP") mailed on November 14, 2001. Accordingly, the deadline for response is extended up to and including **May 14, 2002.**

In response to the NTFMP, Applicant filed a Response on March 14, 2002, enclosing a check in the amount of \$1,129.00 to cover the basic filing fee (\$370), surcharge for late filing (\$65), and a two month extension of time fee (\$200) for a small entity. The two month extension of time extended the deadline for response up to and including March 14, 2002. Applicant respectfully requests that this deadline be extended an additional two months in order for the present reply to be considered. Therefore, a check in the amount of **\$520** is enclosed to cover the difference between the requisite four month extension of time fee (\$720) and the previously paid two month extension of time fee (\$200). In the event any variance exists between the amount enclosed and that determined by the Patent Office for the requisite fees or to

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keep the patent application pending, please charge or credit such variance to the undersigned's Deposit Account No. 50-1640.

RESPONSE TO NOTICE OF INCOMPLETE REPLY

In response to the attached copy of the Notice of Incomplete Reply (Nonprovisional) Filing Date Granted mailed April 16, 2002, Applicants enclose herewith an abstract of the technical disclosure on a separate sheet as required under 37 C.F.R. § 1.72(b). Applicant respectfully submits that no new matter has been added by this abstract. Please enter the enclosed Abstract in the subject application.

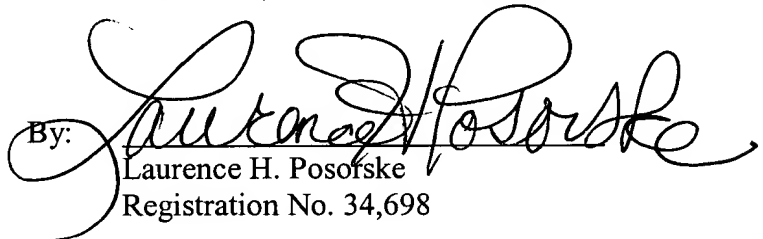
Respectfully submitted,

BROBECK, PHLEGER & HARRISON LLP

April 29, 2002

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